

Form 149

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

**David D Douglas**  
**Autumn N Douglas**  
Debtor(s)

Bankruptcy Case No.: 20-70304-JAD  
Issued Per 8/14/2020 Proceeding  
Chapter: 13  
Docket No.: 33 - 19  
Concil. Conf.: December 17, 2020 at 01:30 PM

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED  
AND SETTING DEADLINES FOR CERTAIN ACTIONS**

**(1.) PLAN CONFIRMATION:**

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- ☐ A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$ as of . Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- ☐ B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- ☒ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. ***A final plan conciliation conference will be held on Dec. 17, 2020 at 01:30 PM, in remotely by the Trustee via Zoom, how to participate: goto www.ch13pitt.com, meetings@chapter13trusteewdpa.com.*** If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- ☒ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under *11 U.S.C. §506*, disputes over the amount and allowance of claims entitled to priority under *11 U.S.C. §507*, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- ☐ F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to it's administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☐ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: .
- ☐ H. Additional Terms:

**(2.) IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:**

**A. Objections to the Plan.** Pursuant to *Fed.R.Bankr.P. 2002(b)*, this Order shall not become final for a period of twenty-eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty-eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon its entry.

**B. Applications to retain brokers, sales agents, or other professionals.** If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

**C. Review of Claims Docket and Objections to Claims.** Pursuant to *W.PA.LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

**D. Motions or Complaints Pursuant to §§506, 507 or 522.** All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

**E. Filing Amended Plans.** Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

(3.) ***IT IS FURTHER ORDERED THAT:***

**A.** After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to *11 U.S.C. §1322(b)(2)*, nothing in this Order shall be construed to change the payment terms established in the Plan.

**B.** Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

**C.** Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

**D.** Debtor's counsel must file a fee application in accordance with *W.PA.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

**E.** The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre-confirmation defaults in any subsequent motion to dismiss.

**F.** In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any ***secured claim*** that is secured by the subject property, unless directed otherwise by further Order of Court.

Dated: August 14, 2020

Jeffery A. Deller  
United States Bankruptcy Judge

cc: All Parties in Interest to be served by Clerk in seven (7) days

**Certificate of Notice Page 4 of 5**  
 United States Bankruptcy Court  
 Western District of Pennsylvania

In re:  
 David D Douglas  
 Autumn N Douglas  
 Debtors

Case No. 20-70304-JAD  
 Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0315-7

User: msch  
 Form ID: 149

Page 1 of 2  
 Total Noticed: 28

Date Rcvd: Aug 14, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 16, 2020.

db/jdb	+David D Douglas, Autumn N Douglas, 266 France St, Sproul, PA 16682-8106
15254564	+Aes/pheaafrn, Pob 61047, Harrisburg, PA 17106-1047
15254565	+Aes/pnc Natl City, Po Box 61047, Harrisburg, PA 17106-1047
15264753	+Ashley Furniture, c/o Resurgent Capital Services, PA Box 10857, Greenville, SC 29603
15274073	+Carrington Mortgage Services, LLC, 1600 South Douglass Road, Anaheim, CA 92806-5951
15254568	+Citi/cbna, Po Box 6497, Sioux Falls, SD 57117-6497
15254569	+Collection Service Cen, 250 Mt Lebanon Blvd, Pittsburgh, PA 15234-1252
15254571	+Credit Control Collect, 2410 Broad Ave, Altoona, PA 16601-1940
15260686	+ECMC, PO BOX 16408, St Paul, MN 55116-0408
15265385	+First Commonwealth Bank, c/o McGrath McCall, P.C., Four Gateway Center, Suite 1040, 444 Liberty Avenue, Pittsburgh, PA 15222-1225
15254577	+First Natl Bk Of Pa, 1 Fnb Blvd, Hermitage, PA 16148-3363
15254579	+Nason Medical Center, 105 Nason Drive, Roaring Spring, PA 16673-1202
15254581	+Sears/cbna, Po Box 6282, Sioux Falls, SD 57117-6282

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. 15257849

15257849	E-mail/PDF: resurgentbknofications@resurgent.com Aug 15 2020 04:33:20
	Ashley Funding Services, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
15254566	E-mail/PDF: AIS.coccard.ebn@americaninfosource.com Aug 15 2020 04:34:02 Capital One, 15000 Capital One Dr, Richmond, VA 23238
15274073	+E-mail/Text: BKBCNMAIL@carringtonms.com Aug 15 2020 04:25:59
	Carrington Mortgage Services, LLC, 1600 South Douglass Road, Anaheim, CA 92806-5951
15254570	+E-mail/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM Aug 15 2020 04:26:19 Comenitybk/vcf, Po Box 182789, Columbus, OH 43218-2789
15254572	+E-mail/Text: bdsupport@creditmanagementcompany.com Aug 15 2020 04:27:13
	Credit Management Co, 2121 Noblestown Rd, Pittsburgh, PA 15205-3956
15254573	+E-mail/Text: electronicbkydocs@nelnet.net Aug 15 2020 04:26:58 Dept Of Education/neln, 121 S 13th St, Lincoln, NE 68508-1904
15254574	+E-mail/Text: mrdiscen@discover.com Aug 15 2020 04:26:03 Discover Fin Svcs Llc, Po Box 15316, Wilmington, DE 19850-5316
15254575	+E-mail/Text: bankruptcynotice@fcbanking.com Aug 15 2020 04:26:09 First Commonwealth Ban, 601 Philadelphia St, Indiana, PA 15701-3952
15254576	+E-mail/Text: bankruptcynotice@fcbanking.com Aug 15 2020 04:26:09 First Commonwealth Bank, 601 Philadelphia St, Indiana, PA 15701-3952
15254578	+E-mail/Text: GenesisFS@ebn.phinsolutions.com Aug 15 2020 04:27:37 Gbs/first Electronic B, Po Box 4499, Beaverton, OR 97076-4499
15254567	E-mail/PDF: ais.chase.ebn@americaninfosource.com Aug 15 2020 04:32:21 Chase Mtg, Po Box 24696, Columbus, OH 43224
15264767	+E-mail/Text: bankruptcydpt@mcmcg.com Aug 15 2020 04:26:52 Midland Funding, 2365 Northside Dr Ste 30, San Diego, CA 92108-2709
15266106	+E-mail/Text: bankruptcydpt@mcmcg.com Aug 15 2020 04:26:52 Midland Funding LLC, Po Box 2011, Warren MI 48090-2011
15264770	+E-mail/Text: bnc-quantum@quantum3group.com Aug 15 2020 04:26:25 Quantum3, PO Box 788, Kirkland, WA 98083-0788
15257080	E-mail/Text: bnc-quantum@quantum3group.com Aug 15 2020 04:26:26
	Quantum3 Group LLC as agent for, Sadino Funding LLC, PO Box 788, Kirkland, WA 98083-0788
15254582	+E-mail/PDF: gecsed@recoverycorp.com Aug 15 2020 04:33:54 Synch/dks, Po Box 965005, Orlando, FL 32896-5005

TOTAL: 16

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

cr	JP MORGAN CHASE BANK, NATIONAL ASSOCIATION
cr*	+First Commonwealth Bank, c/o McGrath McCall, P.C., Four Gateway Center, Suite 1040, 444 Liberty Avenue, Pittsburgh, PA 15222-1225
	+Aes/pheaafrn, Pob 61047, Harrisburg, PA 17106-1047
15264751*	+Aes/pnc Natl City, Po Box 61047, Harrisburg, PA 17106-1047
15264752*	+CAPITAL ONE, PO BOX 30285, SALT LAKE CITY UT 84130-0285
15264754*	(address filed with court: Capital One, 15000 Capital One Dr, Richmond, VA 23238)
15264756*	+Citi/cbna, Po Box 6497, Sioux Falls, SD 57117-6497
15264757*	+Collection Service Cen, 250 Mt Lebanon Blvd, Pittsburgh, PA 15234-1252
15264758*	+Comenitybk/vcf, Po Box 182789, Columbus, OH 43218-2789
15264759*	+Credit Control Collect, 2410 Broad Ave, Altoona, PA 16601-1940
15264760*	+Credit Management Co, 2121 Noblestown Rd, Pittsburgh, PA 15205-3956
15264761*	+Dept Of Education/neln, 121 S 13th St, Lincoln, NE 68508-1904
15264762*	+Discover Fin Svcs Llc, Po Box 15316, Wilmington, DE 19850-5316
15264763*	+First Commonwealth Ban, 601 Philadelphia St, Indiana, PA 15701-3952
15264764*	+First Commonwealth Bank, 601 Philadelphia St, Indiana, PA 15701-3952
15264765*	+First Natl Bk Of Pa, 1 Fnb Blvd, Hermitage, PA 16148-3363
15264766*	+Gbs/first Electronic B, Po Box 4499, Beaverton, OR 97076-4499

District/off: 0315-7

User: msch  
Form ID: 149

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Total Noticed: 28

Date Rcvd: Aug 14, 2020

\*\*\*\*\* BYPASSED RECIPIENTS (continued) \*\*\*\*\*  
15264755\* ++JPMORGAN CHASE BANK N A, BANKRUPTCY MAIL INTAKE TEAM, 700 KANSAS LANE FLOOR 01,  
MONROE LA 71203-4774  
(address filed with court: Chase Mtg, Po Box 24696, Columbus, OH 43224)  
15264768\* +Nason Medical Center, 105 Nason Drive, Roaring Spring, PA 16673-1202  
15264769\* +Powell Rogers & Speaks, 1 Fisher St, Halifax, PA 17032-8845  
15264771\* +Sears/cbna, Po Box 6282, Sioux Falls, SD 57117-6282  
15264772\* +Synch/dks, Po Box 965005, Orlando, FL 32896-5005  
15254580 ##+Powell Rogers & Speaks, 1 Fisher St, Halifax, PA 17032-8845

TOTALS: 1, \* 20, ## 1

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address  
pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices  
will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The  
debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner  
shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social  
Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required  
by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Aug 16, 2020

Signature: /s/Joseph Speetjens

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## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)  
system on August 14, 2020 at the address(es) listed below:

Gary W. Darr on behalf of Creditor First Commonwealth Bank gdarr@lenderlaw.com  
James Warmbrodt on behalf of Creditor JP MORGAN CHASE BANK, NATIONAL ASSOCIATION  
bkgroup@kmlawgroup.com  
Lawrence W. Willis on behalf of Joint Debtor Autumn N Douglas ecf@westernpabankruptcy.com,  
urfreshstrt@gmail.com;willislr88866@notify.bestcase.com  
Lawrence W. Willis on behalf of Debtor David D Douglas ecf@westernpabankruptcy.com,  
urfreshstrt@gmail.com;willislr88866@notify.bestcase.com  
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov  
Preston D. Jaquish on behalf of Creditor First Commonwealth Bank pjaquish@lenderlaw.com  
Ronda J. Winnecour cmecf@chapter13trusteedpa.com

TOTAL: 7